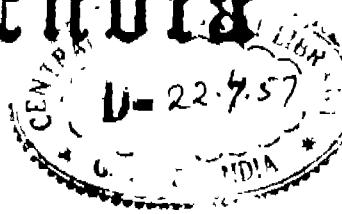


The Gazette of India



of India



PUBLISHED BY AUTHORITY

No. 7] NEW DELHI, SATURDAY, APRIL 20, 1957/CHAITRA 30, 1879

PART I—Section 3

Notifications relating to Non-Statutory Rules, Regulations, Orders and Resolutions issued by the Ministry of Defence

MINISTRY OF DEFENCE

In the Matter of the Charitable Endowments Act, 1890

AND

In the Matter of the D.G.O.F. Central Aid Fund

No. 704, dated 10th Apr. 1957.—It is hereby notified that the Central Government, in exercise of the powers conferred by Sections 4 and 5 of the Charitable Endowments Act, 1890 (6 of 1890) and upon the application and with the concurrence of the persons acting in the administration of the Charitable Trust for the establishment and maintenance of what is known as the D.G.O.F. Central Aid Fund, doth hereby order and direct that the securities and other property set out in the First Schedule hereto shall, as from the publication of this notification, vest and be henceforth vested in the Treasurer of Charitable Endowments for India to be held by him and his successors (subject to the provisions of the Charitable Endowments Act, 1890 and the rules from time to time to be framed thereunder by the Central Government) upon such terms as to the application of the property and the income therefrom as are set out in the Scheme set forth in the Second Schedule hereto for the endowment of the said charity.

And it is hereby further notified that upon the application and with the concurrence of the persons aforesaid the Central Government has, under sub-section (1) of section 5 of the said Act, settled the Scheme set forth in the Second Schedule hereto for the administration of the said property and under sub-section (3) of the said section 5 of the said Act, it is hereby further ordered that it shall come into force from the publication of this notification.

SCHEDULE I

Statement of Securities and Other Properties belonging to the Director General, Ordnance Factories Central Aid Fund.

Description (1)	Nos. (2)	Purchase Price (3)	Date of Purchase (4)
1. Cash Rs. 2,249-8-3 deposited with the State Bank of India, Kalya.			
2. Government of India 3½% National Plan Loan Promissory Note No. BY-058550 for Rs. 1,000 endorsed in favour of Supdt. Ordnance Factory, Ambarnath.			
3. Horn Aluminium All Metal One		Rs. 124	30-4-51
4. Microphone Floor-stand adjustable in height from 3' 6" to 6' 6" . . .	One	Rs. 96	30-4-51
5. Recorder single player fitted in a portable rexine Cabinet . . .	One	Rs. 200	30-4-51
6. Records Gramophone—Makers—Various . . .	Sixty-three.	Rs. 100	1955

(1)	(2)	(3)	(4)
7. Coil Moving Microphone head with suitable length of cable . . .	One	Rs. 75	30-4-51
8. Speaker Industrial fitted with speaker chaser . .	One	Rs. 91	30-4-51
9. Speaker Magnet Permanent fitted with driving Unit with matching transformer . . .	One	Rs. 169	30-4-51
10. Receiver Industrial make for A.C. 200/250 'V' . .	One	Rs. 985	30-4-51
11. Aerial Switch . .	One	Not known.	30-4-51

SCHEDULE II

In the Matter of the Charitable Endowments Act, 1890

AND

In the Matter of the D.G.O.F. Central Aid Fund Scheme for the management and administration of the Fund above mentioned

1. Definitions.—Unless excluded by or repugnant to the context—

- (a) "the Fund" shall mean the Fund constituted under this scheme;
- (b) "the General Committee" shall mean the Committee for the management and administration of the Fund constituted under this Scheme.

2. There shall be a Fund to be called "the D.G.O.F's Central Aid Fund".

3. The objects of the Fund shall be:—

- (a) to take over from any closing down factory the unspent credit balances remaining in its Labour Welfare Funds including any movable assets belonging thereto and to administer the same for the purposes mentioned in the annexure hereto for the Welfare of Civilian personnel of the Ordnance and Clothing Factories or ex-civilian employees of the Ordnance and Clothing Factories, which have closed down or may be under orders of closure.
- (b) to credit the said assets to the account of the Fund for the accomplishment and furtherance of the objects of the Fund or any of them;
- (c) to manage and administer the same in accordance with this Scheme;
- (d) to do all other things which, in the opinion of the General Committee of Management, may be conducive to the alleviation of distress among past and present employees of the Ordnance and Clothing Factories and their dependants, and

(e) to do all things which are conducive or incidental to the attainment of the above objects or any of them or the carrying out of this Scheme.

4. The objects of the Fund shall extend to all parts of the Union of India and places beyond the territory of the said Union.

5. The assets of the Fund shall be vested in the Treasurer of Charitable Endowments for India under this Scheme. The treasurer shall not act in the management or administration of the Fund but shall hold the said assets subject to the provisions of the Charitable Endowments Act, 1890 and the directions of the General Committee as hereinafter constituted. Notwithstanding any such vesting, the Treasurer shall permit the General Committee to have the possession, management and control of all the assets of the Fund, except the moneys and securities as if the same were vested in the General Committee. The Treasurer shall apply, invest or dispose of the assets of the Fund and the income thereof in accordance with the directions of the General Committee given from time to time.

6. The Fund and its affairs shall be managed and administered for the purposes aforesaid by a General Committee, composed of:—

(a) Chairman—D.G.O.F.

(b) Vice-Chairman—D.D.G.O.F. (Administration)

(c) Other members—A.D.G.O.F. (Administration) and A.D.G.O.F. (Establishment).

(d) Secretary and a Treasurer to be appointed by the General Committee.

7. Where a person becomes a member of the General Committee by reason of the office he holds, his membership shall terminate when he ceases to hold that office and his successors-in-office shall be deemed to have been nominated in his vacancy.

8. The General Committee shall function notwithstanding any vacancy in its body and no act or proceeding of the General Committee shall be invalidated merely by reason of the existence of a vacancy or vacancies in its body.

9. Three members shall form a quorum. Every matter shall be determined by a majority of votes of the members present and voting on the question. The Chairman shall have a casting vote whether he has or has not previously voted on the same question.

10. The General Committee may delegate any of their powers to any one or more members of their body. The General Committee may also delegate to one or more officer of the General Committee so far as such delegation relates, in the opinion of the General Committee, to merely ministerial acts and involves no discretion or is necessary and conformable to common usage.

11. (1) The General Committee shall have all powers which may be necessary or expedient in the proper management and administration of the Fund.

(2) Without prejudice to the generality of the powers conferred on the General Committee by (1) above, the General Committee shall have the powers:—

- (a) to receive any additional endowments, donations or other contributions in augmentation of any of the moneys and properties of the fund or for general purposes of the Fund or for any special purpose connected with the objects of the Fund not inconsistent with or calculated to impede the due working of the provisions of the Scheme;
- (b) to apply the corpus or income of the Fund in defraying all proper costs, charges and expenses of and incidental to the management and administration of the Fund and the carrying out of this Scheme;
- (c) to make, adopt and vary from time to time rules for conducting the business of the General Committee and the committees and sub-committees to be appointed by it as hereafter provided and for fixing the quorum and for co-option;

(d) to make bye-laws for the regulation, management and for any purposes connected with the execution of the Fund and the trusts thereof; and

(e) to appoint one or more committeees and sub-committees and such officers and staff as it may consider necessary for the efficient management and administration of the Fund and for carrying out the objects of the Fund under this Scheme.

12. The members shall not be entitled to any remuneration but will be entitled to be reimbursed their actual travelling expenses in respect of journeys to attend the meeting of the General Committee or undertaken by them for the purpose of the Fund.

13. The General Committee shall cause regular accounts to be kept and duly audited of all moneys and properties belonging to the Fund.

14. The General Committee shall appoint a competent Secretary/Treasurer under whose supervision regular accounts shall be kept of all Fund moneys subject to the provisions of the Charitable Endowments Act 1890. The Secretary, shall be an *ex-officio* member of the General Committee.

15. All contracts and other assurances of property relating to the management and administration of the Fund shall be expressed to be made by the General Committee and shall be executed on behalf of the General Committee by at least one of the members of the General Committee.

16. This Scheme shall come into operation on the day on which the requisite vesting order under sub-section (1) of section 4 of the Charitable Endowments Act, 1890 (6 of 1890) is notified in the official Gazette.

We, the undersigned, being the persons who propose to apply all property which may accrue to the D.G.O.F. Central Aid Fund for the Charitable objects above mentioned, submit the above draft Scheme for settlement and approval by the Central Government under the provisions of the Charitable Endowments Act, 1890.

(Sd.) K. K. FRAMJI,
Director General, Ordnance Fys.

(Sd.) I. N. DAR,
Deputy Director General,
Ordnance Fys. (Admin).

(Sd.) M. M. THOMAS,
Assistant Director General,
Ordnance Fys. (Est.)

(Sd.) D. RAMACHANDRAN,
Assistant Director General,
Ordnance Fys. (Admin).

6. Esplanade East, Calcutta-1, Dated, the 26th March 1957.

ANNEXURE TO SCHEDULE II

The following (and any other welfare measure that the General Committee may decide upon) are the purposes for which the D.G.O.F.'s Central Aid Fund is intended to be used. The word 'employee' used below will mean a civilian employee serving in the Ordnance and Clothing Factories under the control of the D.G.O.F. or an ex-civilian employee of the Ordnance and Clothing Factories which have closed down and who is governed by the payment of Wages Act, 1936 (4 of 1936).

(i) Assistance in cases wherein economic distress is caused by involuntary occurrences such as floods, fire, etc.

(ii) Financing of community welfare centres in and around the residential areas of employees.

(iii) Advances towards funerals.

(iv) Relief in cases of prolonged illness.

(v) Grants to local hospitals for provision of special beds to employees, purchase of special drugs, payment for special treatment, etc.

(vi) Educational facilities for the employees and their children.

M. K. VELLODI, Secy.